

**SUBSTITUTE MOTION BY SUPERVISORS SHEILA KUEHL
AND HILDA L. SOLIS**

October 16, 2018

Closing the loopholes of existing County smoke-free ordinances and policies

On July 31, 2018, the County Board of Supervisors directed the Department of Public Health, in consultation with County Counsel, to report back with recommendations to close loopholes that exist in the County’s current smoke-free ordinances. The Board asked for recommendations to:

- A. include e-cigarettes, vaping products, and cannabis in the existing County smoke-free ordinances; and
- B. strengthen and broaden the County's existing smoke-free ordinances to reflect best practices and promising policy innovations in creating smoke-free environments.

The report, which was received on August 22, 2018, provides several recommendations to protect public health and mitigate outdoor exposure to tobacco and cannabis smoke in unincorporated Los Angeles County. The report highlights that e-cigarettes are not emission-free and that their pollutants can cause health problems for both users and those exposed to secondhand smoke. Additionally, secondhand cannabis smoke

MOTION

Solis _____

Ridley-Thomas _____

Hahn _____

Barger _____

Kuehl _____

contains fine particulate matter that can pose a risk to non-smokers. In an effort to protect the health of the County's residents, the August 22nd report identified the need to create smoke-free environments in targeted public settings. Specifically, the Department of Public Health recommended updating our local ordinances to address the emerging threats posed by electronic smoking devices, vaping products, and cannabis. However, any considered ordinance changes, which are designed to reduce exposure to secondhand smoke, should not inadvertently create new barriers to care for our most vulnerable citizens.

WE, THEREFORE, MOVE that the Board of Supervisors take the following actions:

- 1) Direct County Counsel, in consultation with the Department of Public Health, to amend the Los Angeles County Code, to implement certain tobacco control policies as recommended in the August 22nd report to create smoke-free environments at beaches and parks, at County owned property, and at outdoor dining areas at restaurants, bars, and lounges, in order to protect against the negative health effects of the various sources of secondhand smoke. Such requirements, may include, but are not limited to updating the regulatory definitions of "smoking" and "smoke" to reflect the various sources of secondhand smoke or pollutants and to create a healthier environment for patrons, employees, and visitors;
- 2) Instruct County Counsel to submit the proposed amendments to the Board of Supervisors for approval in 120 days; and
- 3) Direct CEO Real Estate, in consultation with the Department of Public Health, to review non-smoking policies as they relate to the County's

leasing of property, and report back to the Board with recommended
leasing policy changes in 120 days.

S: AA&ES/Substitute Closing the loopholes of existing County smoke-free ordinances and policies